



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James J. Cervera et al.
Serial No. : 09/902,884
Filed : July 11, 2001
Title : BATTERY

Art Unit : 1746
Examiner : Jonathan Crepeau

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT IN REPLY TO ACTION OF APRIL 13, 2004

Please amend the above-identified application as follows:

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 12, 2004

Date of Deposit

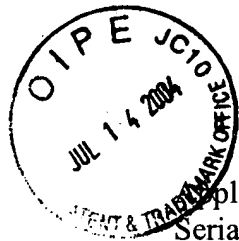
Signature

A handwritten signature in dark ink, appearing to read "Diane C. Brown", written over a horizontal line.

Diane C. Brown

Typed or Printed Name of Person Signing Certificate

1746
EFW



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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

In response to the Examiner's reasons for allowance of claims 1, 4-9, and 28-38 in the Office Action dated April 13, 2004, Applicants do not concede that the reasons for allowance given by the Examiner are the only reasons for which the claims are allowable. The claims are also allowable for other and independent reasons, including the reasons set forth in Applicants' prior communications. Applicants also do not necessarily agree with the Examiner's characterization of the cited references.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: July 12, 2004

Tu N. Nguyen

Tu N. Nguyen
Reg. No. 42,934

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